

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

TERELL GRAY,
Plaintiff,

v.

APPLE INCORPORATED, et al.,
Defendants.

Case No.16-cv-04421-HSG

**ORDER RE DEFENDANT'S
ADMINISTRATIVE MOTION**


Re: Dkt. No. 80

TO ALL PARTIES AND COUNSEL OF RECORD:

On February 7, 2017, Defendant Apple Inc. filed an "Administrative Motion Seeking Clarification of Status of Apple Inc.'s Rule 12(b)(6) Motion to Dismiss." Dkt. No. 80. Defendant highlighted the procedural posture of this case: In November 2016, Plaintiff did not attend the hearing on Defendant's motion to dismiss. Defendant accordingly filed a motion for failure to prosecute. As Defendant acknowledges, the motion to dismiss is still pending before this Court. *See* Dkt. No. 64. The parties should be prepared to discuss the merits of all pending motions at the hearing set for March 17, 2017, including Defendant's motion to dismiss. This order terminates Docket No. 80.

IT IS SO ORDERED.

Dated: 3/15/2017


HAYWOOD S. GILLIAM, JR.
United States District Judge